

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

**U.S. COMMODITY FUTURES TRADING
COMMISSION,**

Plaintiff,

v.

**BARKI, LLC, a North Carolina limited
liability company;**

BRUCE C. KRAMER, an individual,

Defendants, and

**RHONDA A. KRAMER, an individual, and
FOREST GLEN FARM, LLC, a North
Carolina limited liability company,**

Relief Defendants.

CASE NO. 3:09-CV-106 (GCM)

**NOTICE OF RECEIVER'S MOTION FOR (1) APPROVAL OF PROPOSED
CLAIMS VERIFICATION PROCEDURES, CLAIMS BAR DATE, AND
PROPOSED CLAIMS DISTRIBUTION METHOD; AND (2) FOR AUTHORITY
TO MAKE INTERIM DISTRIBUTIONS TO INVESTORS**

NOTICE IS HEREBY GIVEN that Joseph W. Grier, III, Receiver, has filed a Motion for (1) Approval of Proposed Claims Verification Procedures, Claims Bar Date, and Proposed Claims Distribution Method; and (2) for Authority to Make Interim Distributions to Investors (the "Motion"). Copies of the Motion are being distributed to Barki, LLC investors via email and United States First Class mail to the extent that valid email and postal addresses are available. The Motion will be posted on the Barki Receivership webpage at www.Grierlaw.com/Barki.

If you do not want the Court to approve the Motion, or if you want the Court to consider your views, then on or before **July 13, 2009**, you or your attorney must do the following:

1. **File with the Court a written response explaining your position.** The response must be filed electronically with the United States District Court for the Western District of North Carolina, www.ncwd.uscourts.gov. Under certain circumstances, if you are an individual who is not represented by an attorney, you may hand deliver your response to the Clerk of the

United States District Court, 401 West Trade Street, Charlotte, NC 28202. If you qualify to file by hand delivery, you must deliver the response to the Court on or before the date stated above.

2. On or before the date stated above for filing your written response, you must also mail, fax or email a copy of your written response to:

Joseph W. Grier, III
Grier, Furr & Crisp, P.A.
101 N. Tryon St., Suite 1240
Charlotte, NC 28246
Fax: 704 332-0215
Email: jgrier@grierlaw.com

If the Court schedules a hearing, you or your attorney must attend the hearing, which will be held at a time and date which will be noticed only to any party who files a response, at the United States District Court, 401 West Trade Street, Charlotte, NC 28202.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the Motion and may enter an order approving the Motion.

Dated this 24th day of June, 2009.

/s/ A. Cotten Wright

Joseph W. Grier, III (State Bar No. 7764)

A. Cotten Wright (State Bar No. 28162)

Grier Furr & Crisp, PA

101 North Tryon Street, Suite 1240

Charlotte, North Carolina 28246

Phone: 704.375.3720

Fax: 704.332.0215

jgrier@grierlaw.com

cwright@grierlaw.com

CERTIFICATE OF SERVICE

I certify that the foregoing *Motion Receiver's Motion For (1) Approval Of Proposed Claims Verification Procedures, Claims Bar Date, And Proposed Claims Distribution Method; And (2) For Authority To Make Interim Distributions To Investors and Notice* were filed electronically on June 23, 2009 through the Court's ECF system and that the parties and counsel listed below have been served via U.S. Mail as indicated with a true and correct copy of the foregoing:

Stephen M. Humenik
Anne M. Termine
Gretchen L. Lowe
U.S. Commodity Futures
Trading Commission
Division of Enforcement
Three Lafayette Center
1151 21 St. NW
Washington, DC 20581

Robert A. Blake, Jr.
James F. Wyatt, III
Wyatt & Blake, LLP
435 E. Morehead Street
Charlotte, NC 28202

Richard S. Wright
Charles Viser
J.P. Davis
James, McElroy & Diehl,
P.A.
600 South College St.
Charlotte, NC 28202

Investors to postal addresses
Available to Receiver

This is the 23d day of June, 2009.

GRIER FURR & CRISP, PA

/s/ A. Cotten Wright

Joseph W. Grier, III (State Bar No. 7764)
A. Cotten Wright (State Bar No. 28162)
101 North Tryon Street, Suite 1240
Charlotte, North Carolina 28246
cwright@grierlaw.com

Attorneys for Joseph W. Grier, III,

Court Appointed Receiver